

**MINUTES
FREMONT CITY COUNCIL MEETING
DECEMBER 17, 2013
FREMONT CITY HALL
7:00 P.M.**

1. PRELIMINARY

- A. Call to Order:** Mayor Harrison called the meeting to order.
- B. Flag Salute:** Mayor Harrison led the salute to the flag.
- C. Roll Call:** Present: Mayor Harrison, Vice Mayor Bacon, Councilmembers: Natarajan, Chan and Salwan.
- D. Announcements by Mayor/City Manager**

Mayor Harrison held a moment of silence to remember the victims of the shooting in Colorado.

2. CONSENT CALENDAR

- * **A. Waive Reading of Ordinances:** The City Attorney read the titles of ordinances to be considered.

On a motion by Councilmember Salwan, seconded by Vice Mayor Bacon, the City Council waived further readings of proposed ordinances.

Ayes:	Mayor Harrison, Vice Mayor Bacon, Councilmembers: Natarajan, Chan and Salwan.
Noes:	None
Absent:	None
Abstain:	None

- * **B. Approval of Minutes – None.**
- * **C. Mayor Harrison opened consideration of Adoption of a Resolution to Participate in Phase 2 of the Countywide Mandatory Recycling Ordinance Adding Recycling and Organics Service Requirements to City Businesses Contingent upon Compliance Schedule Waiver (Mandatory Commercial Organics and Small Business Recycling)**

On a motion by Councilmember Salwan, seconded by Vice Mayor Bacon, the City Council adopted Resolution No. 2013-73 opting out of Phase 2 of the Mandatory Recycling Ordinance in the event a compliance schedule waiver is not approved by January 31, 2014.

Ayes: Mayor Harrison, Vice Mayor Bacon,
Councilmembers: Natarajan, Chan and Salwan.
Noes: None
Absent: None
Abstain: None

*** D. Mayor Harrison opened consideration of Adoption of Resolutions Setting the Integrated Waste Management Collection Rates, Transfer Station Service Fees and Landfill Disposal Fees for January 2014 through December 2015 (Solid Waste Collection Rates)**

On a motion by Councilmember Salwan, seconded by Vice Mayor Bacon, the City Council:

1. Adopted Resolution No. 2013-74 setting disposal fees at the Altamont Landfill effective January 1, 2014, as shown in enclosure B of this report.
2. Adopted Resolution No. 2013-75 setting service fees at the Fremont Recycling and Transfer Station effective January 1, 2014, as shown in enclosure C of this report.
3. Adopted Resolution No. 2013-76 setting Curbside Recycling Processing payment and Yardwaste Transfer fees at the Fremont Recycling and Transfer Station effective January 1, 2014, as shown in enclosure D of this report.
4. Adopted Resolution No. 2013-77 setting Solid Waste Collection rates effective January 1, 2014, as shown in enclosure E of this report.

Ayes: Mayor Harrison, Vice Mayor Bacon,
Councilmembers: Natarajan, Chan and Salwan.
Noes: None
Absent: None
Abstain: None

*** E. Mayor Harrison opened consideration of a Resolution of Intent to Abandon 2.32 Acres of Park Land located at the corner of Stevenson Place and Stevenson Boulevard and find that the abandonment is exempt from the requirements of the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15312 as surplus government property sale (Stevenson Place site) and Section 15316 as transfer of ownership of land in order to create a park (Paseo Padre Parkway site)**

On a motion by Councilmember Salwan, seconded by Vice Mayor Bacon, the City Council:

1. Found that the Stevenson Place site is exempt from the requirements of CEQA under the California Environmental Quality Act pursuant to CEQA Guidelines Section 15312 (Surplus Government Property Sales) and find that the Paseo Padre Parkway site is exempt under from CEQA pursuant to CEQA Guidelines Section 15316 (Transfer of Ownership of Land in Order to Create a Parks). Environmental review will be required in the future at the time a park plan is prepared.
2. Adopted Resolution No. 2013-78, a Resolution of Intent, to abandon a 2.32 acre City-owned parcel at the corner of Stevenson Boulevard and Stevenson Place, direct staff to publish the Resolution of Intent in the newspaper for three consecutive weeks, and direct staff to post at least four copies of this resolution of intent to abandon on the Stevenson Place parcel no less than 100 feet apart along the property boundary.

Ayes: Mayor Harrison, Vice Mayor Bacon,
Councilmembers: Natarajan, Chan and Salwan.
Noes: None
Absent: None
Abstain: None

*** F. Mayor Harrison opened consideration of Approval to Authorize the City Manager to Execute a Fund Exchange Agreement with the Alameda County Transportation Commission for \$231,000 of Surface Transportation Program (STP) Funds**

On a motion by Councilmember Salwan, seconded by Vice Mayor Bacon, the City Council authorized the City Manager or his designee to execute ACTC Local Funds Exchange Agreement A13-0039 as described in this staff report.

Ayes: Mayor Harrison, Vice Mayor Bacon,
Councilmembers: Natarajan, Chan and Salwan.
Noes: None
Absent: None
Abstain: None

*** G. Mayor Harrison opened consideration of a Request for Re-Appropriation of Funds from Fund 178 to Fund 517 for Provision of Paratransit Services for Newark Residents (Paratransit Service Funds)**

On a motion by Councilmember Salwan, seconded by Vice Mayor Bacon, the City Council approved re-appropriation of \$180,000 in FY 2013/14 Measure B funding from Fund 178 to Fund 517 to cover costs associated with paratransit service provision for the City of Newark.

Ayes: Mayor Harrison, Vice Mayor Bacon,
Councilmembers: Natarajan, Chan and Salwan.
Noes: None
Absent: None
Abstain: None

3. CEREMONIAL ITEMS

A. Resolution: Honoring Dr. Bhupinder Bhandari for receiving the Jefferson Award

4. PUBLIC COMMUNICATIONS

A. Oral and Written Communications – None.

5. SCHEDULED ITEMS

- A. Mayor Harrison opened consideration of a Public Hearing (Published Notice) to Consider a Resolution to Collect Development Impact Fees at 50% of their Full Amounts in the Downtown District, 75% of their Full Amounts in the City Center, and at 75% of their Full Amounts for LEED Platinum Projects Outside the Downtown and City Center Districts until December 31, 2014 and Determine that this Action is Exempt from CEQA Review Pursuant to CEQA Guideline 15273. (Temporary Reduction of Development Impact Fees)**

*This item was added to the Consent Calendar.

On a motion by Councilmember Salwan, seconded by Vice Mayor Bacon, the City Council:

1. Found that this action is exempt from the California Environmental Quality Act per Guideline 15273, Rate Restructuring or Modification, and because a temporary reduction in fees collected is not associated with potentially significant effects upon the environment.
2. Adopted Resolution No. 2013-79 to collect Development Impact Fees at 50% of their full amounts in the Downtown District, 75% of their full amounts in the City Center District, and 75% of their full amounts for nonresidential LEED Platinum Projects outside the Downtown and City Center districts until the adoption of an updated impact fee program or December 31, 2014 whichever occurs first.

Ayes:	Mayor Harrison, Vice Mayor Bacon, Councilmembers: Natarajan, Chan and Salwan.
Noes:	None
Absent:	None
Abstain:	None

6. REPORT FROM CITY ATTORNEY – None.

7. OTHER BUSINESS

- A. Mayor Harrison opened consideration of a request for preliminary review of a potential General Plan Amendment to change the land use designation of a 3.7-acre site from General Commercial to Residential and to consider a finding that the preliminary review is not a project per Guideline 15378 of the California Environmental Quality Act. (Warmington Connolly Site (PLN2014-00013))**

*This item was added to the Consent Calendar. See Green Sheet. Applicant requested item be continued to January 14, 2014.

On a motion by Councilmember Salwan, seconded by Vice Mayor Bacon, the City Council approved continuance.

Ayes: Mayor Harrison, Vice Mayor Bacon,
Councilmembers: Natarajan, Chan and Salwan.
Noes: None
Absent: None
Abstain: None

8. COUNCIL COMMUNICATIONS

A. Council Referrals

- 1. Mayor Harrison opened consideration of Councilmember Natarajan Referral: Presented a Post Report on the City of Fremont's Economic Development Trade Mission to India**

Councilmember Natarajan and Kelly Kline provided a PowerPoint presentation.
City Council received report.

B. Oral Reports on Meetings and Events

Councilmembers reported on their various meetings and activities.

- 9. ADJOURNMENT:** There being no further business, Mayor Harrison adjourned the meeting at 7:35 p.m.

Attest:

Approved:

Susan Gauthier, Assistant City Clerk

BILL HARRISON, Mayor